S.B. Civil Writ Petition NO.544/2004

State of Rajasthan & Anr.

vs

Dayal Chand @ Dayala Ram & Ors.

DATE OF ORDER : - 11.4.2005

HON'BLE MR. PRAKASH TATIA,J.

Mr.BN Tiwari, Dy.GA, for the petitioner.
Mr.JR Beniwal, for the respondent.

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Heard learned counsel for the parties.

It appears from the facts of the case that upto the Board of Revenue it has been held that the respondent was in possession of the agricultural land in question since before the year 1956 and that fact has been proved by the respondent by showing the relevant copies of the revenue record of the Samwat Year 2010 and onwards. It appears that respondent also obtained the registered sale deed as back as on 21.12.1956.

In view of the above fact and in view of the fact that the Addl. District Collector (Jagir), Hanumangarh passed the order against the respondent without appreciating these facts and merely on the ground

that the respondent did not appear, I do not find any merit in this writ petition.

Hence, the writ petition of the petitioner is dismissed.

(Prakash Tatia), J.

c.p.goyal/-